



**SHREWSBURY CONSERVATION COMMISSION
SHREWSBURY, MASSACHUSETTS**

MINUTES

Regular Meeting: August 16, 2005 - 7:00 P.M.
Location: Selectmen's Hearing Room - Municipal Office Building

Present: John J. Ostrosky, Chairman
Robert P. Jacques, Vice-Chairman
Kenneth F. Polito

Absent: Dorbert A. Thomas, Clerk
Patricia M. Banks

Also Present: Brad Stone, Agent

Mr. Ostrosky opened the meeting at 7:00 P.M.

1. Review and Approve Minutes

The Conservation Commission noted that Minutes from previous meetings are still being worked on.

2. Signed bills.

3. Meetings and Hearings – 7:05 P.M.

Mr. Ostrosky announced that seven hearings will not be heard and are continued to the September 20, 2005 meeting:

- 1) R.I.F.L. Realty Trust for 167 Memorial Drive*
- 2) Scott Norton for 76 Lakeside Drive*
- 3) Home Depot USA, Inc. for 530 & 543 Boston Turnpike*
- 4) Joseph and Shawn Lijoi, 16 Whitney Street*
- 5) Flint Pond Development, LLC for 180-228 Hartford Pike*
- 6) Anthony Russell for Palm Meadow Estates*
- 7) Kalamat LLC for Grafton Street and Grafton Circle sewer main*

285-1357 Continued – Public Hearing regarding the Notice of Intent filed by R.I.F.L. Realty Trust for the construction of a commercial building and site work for additional development at 167 Memorial Drive

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-1342 Continued – Public Hearing regarding the Notice of Intent filed by Scott Norton for the construction of a retaining wall at 76 Lakeside Drive

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-1350 Continued – Public Hearing regarding the Notice of Intent filed by Home Depot USA, Inc. for the construction of drainage swales, replacement of a culvert, and other drainage improvements at 530 & 542 Boston Turnpike

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-** Continued – Public Hearing regarding the Notice of Intent filed by Joseph and Shawn Lijoi for the placement of fill within the Buffer Zone at 16 Whitney Street**

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-** Continued – Public Hearing regarding the Notice of Intent filed by Flint Pond Development, LLC for the construction of an over-55 residential development with a commercial component on approximately 68 acres at 180-228 Hartford Pike**

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-1352 Continued – Public Hearing regarding the Notice of Intent filed by Anthony Russell for the construction of a subdivision roadway at Palm Meadow Estates

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-** Public Hearing regarding the Notice of Intent filed by R.I.G.R. Realty Trust for the construction of a single family home with associated grading and utilities at Lot 2 Francis Avenue**

Attending the hearing was Attorney Richard Ricker – the developer, and John Grenier – the engineer from JM Grenier Associates, Inc.

Mr. Grenier said there is an existing driveway for #57 which will be improved and extended. He said the majority of the work is outside of buffer, and stated there is a southern portion of the property that will have some work in the buffer which will be some drainage work. He said the run-off from the site will be treated.

Mr. Polito asked if the drainage swale will be lined with stone, and Mr. Grenier said yes. Mr. Polito expressed concern that there was one used in Town in another property and there was a problem with it draining out. Mr. Grenier said he felt confident it will work properly.

Steve Dinoia, 42 Bruce Avenue, expressed concern of the water issues. He said the water table is very high out there now; and also stated there are a lot of animals out there. Mr. Grenier said the basin should help hold some of the water back. He said water run-off should actually improve to a slower rate.

Chris Richardson, 41 Bruce Avenue, expressed concern if the water is not slowed.

Attorney Ricker said he felt about 13,000 sq. ft. (about ¼ acre) would be cleared.

Mark Mulholland, 40 Bruce Avenue, asked how wetland area is established. Mr. Grenier explained the process.

Attorney Ricker said they will connect sewer by gravity.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Joseph Cariglia for the construction of a single family home with associated grading and utilities 189 Spring Street**

Attending the hearing was George Connors – the engineer from Connorstone Engineering.

Mr. Connors said the driveway will be off the existing driveway that services two other lots. He said sewer will run up the extended driveway.

Mr. Connors said the closest point of the house to the wetland area is 55 feet, and said the total disturbance of wetland is approximately 1900 sq. ft. and the proposed replication is approximately 3000 sq. ft.

Mr. Stone said he just received drainage calcs for wetland crossing and he said he'd like to look at the area of crossing.

Dick Sullivan, 12 Kalamat Farms Circle, expressed the following concerns:

- 1) concern if a pool was put in;
- 2) concern for the parcel being clear cut – Mr. Connors showed cutting plan on the plan;
- 3) asked about the trees that were cut down in the property next to this; Mr. Connors thought that it would be taken care of at the same time, but he's not sure. He said this is part of an Enforcement Order and then Order of Conditions.

Mr. Ostrosky continued the hearing to September 20, 2005.

285-** Public Hearing regarding the Notice of Intent filed by Kathy Violette for the construction of a driveway with associated landscaping and grading at 13 Norton Way**

Attending the hearing was Michele and Kathy Violette – the property owners, and John Grenier – the engineer from JM Grenier Associates, Inc.

Mr. Grenier said this filing is for the landscaping of the back yard and reconfiguring of the existing driveway area within 100 feet of a bordering vegetated wetland, which is the lake.

Mr. Grenier said they propose to start in the rear and do some landscaping and grading to enhance their back yard. He stated they want to do a retaining wall, and they said they also want to reconfigure the parking area. He said they want to construct a patio. He said they also want to do work on the walkway, and the work will be done manually, but maybe only a small bobcat could go in on the side.

Mr. Ostrosky asked if the wall is right on the edge of the 100-year flood line, and Mr. Grenier said yes it was.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by David and Sandra Nourse for the construction of a septic system at 401 Grafton Street**

Attending the hearing was Steven Sears – the engineer from David Ross Associates, Inc.

Mr. Sears said this filing is for replacing a failing cesspool with a subsurface sewage disposal system and related grading. He said the work is within the buffer area and all disturbed areas will be loamed and seeded to ensure rapid stabilization. He commented that an erosion control barrier will be installed prior to construction. He said there is no additional work proposed, and the Board of Health has approved the plan.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Kalamat LLC for the construction of a sewer main at Grafton Street and Grafton Circle**

Mr. Ostrosky announced that this hearing will be postponed to September 20, 2005.

285-** Public Hearing regarding the Notice of Intent filed by Edward Migdelany for the demolition of an existing cottage and construction of a new single family home at 20 Old Faith Road**

Attending the hearing was Steve Erickson – the engineer from Norse Environmental Services, Inc.

Mr. Erickson said this filing is for the demolition of the existing house and to construct a new single family home, with the associated utilities. He said the closet point of the house will be about 60 feet away from the edge of the lake. He said some trees may come down, especially the ones that are right near the house, and commented one is in the way, and some look in bad condition. He said they would plant another tree appropriate for the area. Mr. Polito suggested maybe have an arborist look at trees and get opinion.

Mr. Erickson said excavates will be removed and said there could be a condition to leave two trees at water. The Commission agreed they could take down the trees to build the house, and then condition it that they get an arborist opinion and come back to Commission for other trees.

Mr. Ostrosky officially closed the hearing.

4. New Business

a. Discussed/Signed Draft Orders of Conditions and Requests for Determination of Applicability

285-1357	167 Memorial Drive – postponed
285-1342	76 Lakeside Drive – postponed
285-1350	530 & 542 Boston Turnpike – postponed
285-****	16 Whitney Street – postponed
285-****	180-228 Hartford Pike – postponed
285-1352	Palm Meadow Estates – postponed
285-****	Lot 2 Francis Avenue – conditionally approved
285-****	189 Spring Street – continued
285-****	13 Norton Way – conditionally approved
285-****	401 Grafton Street – conditionally approved
285-****	Grafton Street and Grafton Circle – postponed
285-****	20 Old Faith Road – conditionally approved

b. Discussed notice of intent to sell land under MGL Ch. 61B, located at Old Colony Drive

Mr. Stone said the Town has right of first refusal, and the Selectmen are asking for feedback/recommendation. The Commission said they think this is an important piece of open space in that area, and they would like to have it, but they can't afford it. The Commission voted to recommend to the Selectmen to exercise their right of first refusal.

5. Old Business

a. Discussed/Signed Certificates of Compliance

285-733	7 Rolling Hill
285-809	7 Rolling Hill
285-820	45 Westview Avenue
285-1192	7 Turtle Creek Circle
285-750	1 Horseneck Road
285-1307	54 Old Faith Road

b. Discussed/Signed Extension Permits

285-1091	Flint Pond Drawdown
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6. Correspondence

7. Miscellaneous

- a) Mr. Stone told the Commission that Bob Terkanian, 306 Cherry Street, has donated \$1500 for the trout stocking program. The Commission agreed a letter should be sent to him, with a copy to the Board of Selectmen and Finance Committee, acknowledging receipt of his donation and thanking him for his part in helping to fund the program, which the Town could not afford after approximately 30 years of stocking.

The meeting adjourned at 8:20 P.M.

Respectfully Submitted,

Annette W. Rebovich